

Adopted	Rejected
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COMMITTEE REPORT

YES:	9
NO:	3

MR. SPEAKER:

Your Committee on **Family, Children and Human Affairs**, to which was referred
Senate Bill 504, has had the same under consideration and begs leave to report the same
back to the House with the recommendation that said bill **be amended** as follows:

- 1 Page 4, between lines 3 and 4, begin a new paragraph and insert:
- 2 "SECTION 4. IC 11-10-12-5 IS ADDED TO THE INDIANA CODE
- 3 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 4 1, 2007]: **Sec. 5. (a) The department shall assist a committed**
- 5 **offender in applying for assistance under the federal Temporary**
- 6 **Assistance for Needy Families (TANF) program (45 CFR 260 et**
- 7 **seq.) so that the committed offender might be eligible for assistance**
- 8 **when the offender is subsequently:**
- 9 (1) released on parole;
- 10 (2) assigned to a community transition program; or
- 11 (3) discharged from the department.
- 12 **(b) The department shall provide the assistance described in**
- 13 **subsection (a) in sufficient time to ensure that the committed**
- 14 **offender will be able to receive assistance at the time the committed**
- 15 **offender is:**
- 16 (1) released on parole;

- (2) assigned to a community transition program; or**
- (3) discharged from the department."**

Page 8, line 1, delete "A" and insert **"Except as provided in IC 12-14-28-3.3, a"**.

Page 10, line 15, after "or" insert **"a"**.

Page 10, line 23, after "or" insert **"an"**.

Page 15, line 17, strike "Medicaid".

Page 18, between lines 10 and 11, begin a new paragraph and insert:

"SECTION 32. IC 12-14-28-3.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 3.3. (a) An individual who:

- (1) except for 21 U.S.C. 862a(a), meets the federal and Indiana TANF program eligibility requirements;**

- (2) has been convicted of an offense under federal or state law that:**

- (A) is classified as a felony; and**

- (B) has as an element the possession, use, or distribution of a controlled substance (as defined in 21 U.S.C. 802(6)); and**

- (3) either has completed or is participating in substance abuse or mental health treatment provided by:**

- (A) an addiction services provider certified by the division of mental health and addiction;**

- (B) a mental health provider (as defined in IC 16-36-1.5-2);**

- (C) the department of correction; or**

- (D) the federal government;**

is eligible to receive assistance under this chapter for not more than twelve (12) months.

(b) For purposes of eligibility for assistance under this chapter, a court may order an individual described in subsection (a) to participate in substance abuse or mental health treatment under this section.

(c) The department of correction shall assist an individual who:

- (1) is incarcerated by the department of correction; and**

- (2) will be eligible for assistance under this chapter upon:**

- (A) release to parole;**

- (B) assignment to a community transition program; or**

- (C) discharge from the department of correction;**

with applying for assistance under this chapter as described in

1 **IC 11-10-12-5.**

2 SECTION 33. IC 12-14-28-3.8 IS ADDED TO THE INDIANA
3 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
4 [EFFECTIVE JULY 1, 2007]: **Sec. 3.8. In accordance with 21 U.S.C.**
5 **862a(d)(1), the state elects to opt out of the application of 21 U.S.C.**
6 **862a(a) for an individual who has completed or is participating in**
7 **a substance abuse or mental health treatment program described**
8 **in section 3.3(a)(3) of this chapter."**

9 Renumber all SECTIONS consecutively.

 (Reference is to SB 504 as printed February 2, 2007.)

and when so amended that said bill do pass.

Representative Summers